

REGULAR CITY COUNCIL MEETING, CITY OF BROOKINGS
NOVEMBER 13, 1951

The meeting was called to order at 8:15 by Mayor Dimmick.

Councilmen present: Lesmeister, Smith, Young, Fox. Minutes of previous meeting read with one correction that the words "restaurant set-up license" be inserted in the paragraph pertaining to Mr. Gravely's license.

Communications read and approved.

Councilman Lesmeister moved that we pay bills as read, seconded by Councilman Fox; motion carried.

Mr. C.A. Mc Kenzie appeared on behalf of the Hearthstone with reference to the alley in back of his property. City Attorney Hall explained in detail that he had been delayed in filing petition on city streets, which had a direct bearing on Mr. Mc Kenzie's request. This matter will be given further study after the city acquires possession of these streets.

Mr. Crosby, Mr. Olsen and Mr. Guthrie, who live on Fifth Street ~~and~~ ^{of} Easy Street going towards the water pump at Ransom Creek, requested that the city council give consideration to grading their road and they, at their own expense, would furnish the gravel.

City Attorney Hall advised these property owners that they should petition the city council to the effect that they will grant ^{to the city} right of way, title or interest which the property owners may have in this road; the property owners to contact Mr. Bankus seeking his help as he is one of the users of this road. Councilman Lesmeister to check with City Engineer Echols and advise the property owners the date the grader will be available to do this work.

Mr. Sanders who lives near the corner of Fifth & Easy Streets advised the city council that the boy scout troop would be available at any time that they could be used by the city council.

City Attorney Hall read for the first time Ordinance No. 11 in full. This ordinance will be adopted to take effect as of December 1. An ordinance creating license for Pinballs, Music Boxes, Punch Boards etc.

City Attorney Hall read for the first time Ordinance No. 12; ordinance creating the office of Clerk in Municipal Court. Motion was made by Councilman Young, seconded by Lesmeister that this ordinance be read in full once, read twice by title, and be passed at this meeting of the council.

Councilmen voted as follows: ayes--Lesmeister, Fox, Young, Smith.

It was suggested that in order to have these ordinances run in numerical sequence that Ordinance No. 12 be changed to read Ordinance No. 11; so adopted by motion and unanimous vote.

City attorney Hall read ordinance No. 11 the second time by title in full.

City attorney Hall read ordinance No. 11 for the third time by title in full. Voted by councilmen as follows: ayes--Lesmeister, Fox, Young Smith.

Mayor Dimmick called on Councilman Lesmeister to give a report on new jail. Councilman Lesmeister reported that he contacted Roy Weideman about cost and type of construction. Mr. Weideman suggested that concrete blocks would be satisfactory and would save city council money by using this type of construction. Lesmeister reported contacting, while he was in Portland, the Barde Steel Products and the Alaska Junk Co. for used steel doors and windows. These two firms will advise the city if they have any of this used material in stock at a future date. Lesmeister also advised that he visited the jails in the various cities enroute home; namely, Dundee, Sheridan, Willamina and Taft to obtain additional information on construction, cells, etc.

Mayor Dimmick asked Councilman Young for a report on the fire station. Mr. Young is still investigating the procedure to be followed to acquire the fire station property and will submit a report later.

Councilman Young moved that City Attorney Hall write the Attorney General Neuner about jurisdiction on juvenile matters, motion seconded by Councilman Smith; voted, ayes: Lesmeister, Fox, Smith.

Mayor Dimmick called on City Attorney Hall for a report on the sewer system. City Attorney Hall stated that he has been unable to get together with City Engineer Charles Echols and get his opinion on this matter. Councilman Smith suggested that City Engineer Echols make a survey of the size of the main lines and laterals of the present sewer system and that when this information has been filed that the city council write Mr. Speas of the State Board of Health Sanitary Engineer Department requesting the names of competent engineers to make an appraisal of the present sewer system; also to have them notify us what their charges would be for this survey.

Mayor Dimmick stated before the council that both Jim Robinson and Don Gravely had appeared before the city council requesting approval of their restaurant set-up license. After considerable discussion on this matter Councilman Fox made a motion, seconded by Councilman Lesmeister, that the city council approve Jim Robinson's restaurant set-up license provided that he submit his plans for this building. Voted: ayes - Fox, Lesmeister. Nays-- Young and Smith. This being a tie vote Mayor Dimmick voted Nay. Motion lost.

*and determine
to be 77*

Mayor Dimmick stated that Charles Grayshel wished to be released immediately as City Recorder and that it was necessary to appoint a new city recorder at this meeting. Mr. Ray Guerrettaz, who was present at the meeting, was asked if he was ready to consider submitting his application or accepting this position. Mr. Guerrettaz stated that this council could consider his application at this time. A motion by Councilman Young, seconded by Councilman Smith, was made that Mr. Guerrettaz be appointed City Recorder. Voted; ayes-- Lesmeister, Young, Fox, Smith.

Mayor Dimmick called on Councilman Fox for a report on a building code. Fox reported that he had read the suggested information put out by the League of Oregon Cities and it was his recommendation that an ordinance should be created. After a general discussion Councilman Fox was requested to check with some of the local contractors and get their co-operation after they had reviewed this book, before an ordinance would be created.

Mayor Dimmick appointed Councilman Smith to act as Mayor pro tem at the next council meeting, November 20.

A motion was made by Councilman Fox, seconded by Councilman Young, that the meeting adjourn until the next regular council meeting on November 20. Motion carried. Meeting adjourned at 12:50 A.M.


City Recorder

IN THE COUNTY COURT FOR THE STATE OF OREGON

FOR THE COUNTY OF CURRY

IN THE MATTER

OF

County Roads Lying Within
the Incorporated Area of
the City of Brookings.

P E T I T I O N

COMES NOW, the City of Brookings, by and through Samuel A. Hall, its city attorney, and alleges and petitions the Court as follows:

I

That the records and files of the Court show that the City of Brookings is and has been duly incorporated under and by virtue of the Laws of the State of Oregon.

II

That the records and files of the Court show that most, if not all, of the streets and roadways used by the public within the incorporated area of the City of Brookings are County roads and under the jurisdiction of the Court; and that the City of Brookings does not at this time have jurisdiction over said streets and roadways.

III

That the City of Brookings, acting by and through its Council, at one of said Council's regular meetings, expressed its desire of assuming jurisdiction over all streets and roadways within its incorporated area, with one exception, and directed Samuel A. Hall, its city attorney, to petition the Court for an order granting to the City of Brookings all of the right, title and interest which the County of Curry, State of Oregon, has in and to any and all streets and roadways of every kind and nature lying within the incorporated area of the City of Brookings, except that certain road commonly referred to and known as "Azalea State Park Road".

SAMUEL A. HALL
ATTORNEY AT LAW
CENTRAL BL.
BROOKINGS, OREGON

ROBERT O. DIMMICK
Mayor

WARREN T. SMITH
PETE J. LESMEISTER
CHARLES YOUNG
FRED FOX
Councilmen

SAMUEL A. HALL
Attorney

CITY OF BROOKINGS

BROOKINGS, OREGON

November 20, 1951

Mr. Ray Guerrettaz
Harbor, Oregon

Dear Ray:

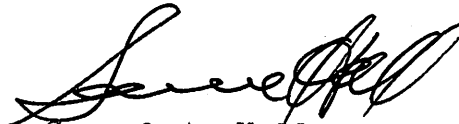
I enclose herewith the original and one copy of the petition which I have drawn for an order giving us jurisdiction and control over the streets in Brookings. Will you please check the minutes of the Council meetings and see if I have correctly stated in the petition the authority and direction given me by the Council with respect to this petition?

I explained to the Council the thinking of the court, and it authorized me to proceed on that basis. I believe it was the Council meeting of about November 6 that they directed me to make the petition or possibly the one before that date.

When you find it, I will appreciate your signing the verification on the second page of this petition which has been prepared for your signature and also filling in the day of the Council meeting in the blank provided therefor.

When you have done this, I will appreciate your returning the original to me and keeping a copy for your records. Thanking you, I am

Very truly yours,



Samuel A. Hall
City Attorney

SAH/ibs
Encls.